IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 15TH JUNE 2007 / 25TH JYAISHTA 1929

WA.No. 1399 of 2007()

AGAINST THE ORDER IN IA 5680/07 IN WPC.8412/2007 Dated 28/05/2007
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APPELLANTS: RESPONDENTS IN THE IA
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1. THE STATE OF KERALA, REPRESENTED BY
ITS CHIEF SECRETARY, SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR (FC),
MINISTRY OF ENVIRONMENT AND FOREST,
GOVT. OF INDIA.

3. THE PRINCIPAL SECRETARY TO GOVERNMENT,
FOREST & WILDLIFE DEPARTMENT,
GOVERNMENT SECRETARIAT, TRIVANDRUM.

4. THE PRINCIPAL CHIEF CONSERVATOR OF
FORESTS, THIRUVANANTHAPURAM.

5. THE DIVISIONAL FOREST OFFICER,
NILAMBUR NORTH, NILAMBUR.

6. DR. MOHANKUMAR,
HEAD OF THE DEPARTMENT OF SILVICULTURE AND AGRO
FORESTRY, KERALA AGRICULTURAL UNIVERSITY,
THRISSUR.

BY SPL. GOVERNMENT PLEADER FOR FORESTS SRI RANJIT THAMPAN

RESPONDENTS: RESPONDENTS IN THE IA
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1. T.N.BALAGOPALAN THAMBAN,
VALIAKOVILAGAM, NILAMBUR, KERALA STATE.

2. N.K.KUMARI THAMBATTI, -DO-

3. T.N.RAJENDRAN THAMBAN, -DO-

4. T.N.SURENDRANATHAN THAMBAN, -DO-

5. N.K.PADMAVATHY THAMBATTY, -DO-

6. T.N.VASUDEVAN THAMBAN, -DO-

7. N.K.SREEDEVI THAMBATTY, -DO-

8. T.N.MANAVEDAN THAMBAN, -DO-

9. N.K.RAJESWARI THAMBATTY, -DO-

10. N.K.KRISHNAKUMARI THAMBATTY, -DO-

11. T.N.HARIDAS, -DO-

12. N.K.SUJAYA THAMBATTY, -DO-

13. N.K.SUPRIYA THAMBATTY, -DO-

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 15/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

W.A. No.1399 of 2007

Dated, this the 15th day of June, 2007

JUDGMENT

H.L. DATTU, CJ.

By the impugned order, the learned Single Judge has appointed a court commissioner. While doing so, he has directed the court commissioner to issue notice not only to the petitioner, but also to the contesting respondents.

2. Having gone through the orders so passed by the learned Single Judge, we are of the firm opinion that the learned Judge has not committed any error whatsoever which would call for interference by this court. Accordingly the writ appeal requires to be rejected and it is rejected even without notice to the respondents. Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE.

K.T. SANKARAN,
JUDGE.

mt/